(G.C.P.)J 455 (5,00,000)-11.2001) Spl-H.C.,A.S.,C.D.,78e

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL WRIT PETITION NO.531 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions and Registrar's order.	Court's or Judge's orders

Shri N.K.Sharma for the petitioner.

Shri D.S.Mhaispurkar, APP for the respondent Nos.1 and 2.

CORAM: R.M.S.KHANDEPARKAR
&
P.V.KAKADE, JJ

DATED: 1st March, 2005.

P.C.

. Inspite of the repeated query from the Court as to whether the petitioner had taken necessary steps to obtain custody of the child by approaching the Family Court, the learned Advocate appearing for the petitioner is reluctant to reply in relation to the said query. The fact that the petitioner had approached the Family Court and the Family Court had actually passed the order for production of the child was suppressed in the petition. Apart from the suppression of the said fact, there is no

case made out for the grant of relief prayed for, and suppression of material facts would also justify dismissal of the petition in limine. The petition is accordingly rejected.

(R.M.S.KHANDEPARKAR, J)

(P.V.KAKADE, J)